

BEACH • WHITMAN, LLP

760 PASEO CAMARILLO, SUITE 350  
CAMARILLO, CALIFORNIA 93010  
TELEPHONE: (805) 388-3100  
FACSIMILE: (805) 388-3414

Thomas E. Beach - CA Bar No. 096321  
Andrew K. Whitman - CA Bar No. 128358  
Rebecca Blackstone Lowell - CA Bar No. 179537  
mail@beachwhitman.com  
Attorneys for Defendant  
EVERGREEN AT CARSON CITY, L.L.C.  
dba EVERGREEN CARSON CITY HEALTH and  
REHABILITATION CENTER

UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA

CHARLIENE ROBERTA TURNER,  
personally as child and heir of ELEANORA  
EMMA SHEARER, and CHARLIENE  
ROBERTA TURNER, in her capacity as  
personal representative of the Estate of  
ELEANORA EMMA SHEARER,  
  
Plaintiff,  
  
vs.  
  
EVERGREEN AT CARSON CITY, L.L.C.  
dba EVERGREEN CARSON CITY HEALTH  
and REHABILITATION CENTER DOES I  
through X, Individuals; RED  
PARTNERSHIPS I-X, partnerships, and BLUE  
CORPORATIONS I-X, corporations,  
  
Defendants.

U.S. DISTRICT COURT CASE NO:  
3:05CV-622

DISTRICT (STATE) COURT CASE NO: 05-  
01281A  
DEPT NO: I

**NOTICE OF STAY OF DEFENDANT'S  
NOTICE OF MOTION AND MOTION  
FOR SUMMARY JUDGMENT OR IN  
THE ALTERNATIVE, SUMMARY  
ADJUDICATION OF ISSUES**

TO ALL PARTIES AND TO THEIR ATTORNEYS OF RECORD:

PLEASE TAKE NOTICE that defendant EVERGREEN AT CARSON CITY, L.L.C.  
dba EVERGREEN CARSON CITY HEALTH and REHABILITATION CENTER requests that its  
NOTICE OF MOTION AND MOTION FOR SUMMARY JUDGMENT OR IN THE ALTERNATIVE,  
SUMMARY ADJUDICATION OF ISSUES be stayed pending settlement of this matter. Plaintiff and  
defendant have agreed to settle all claims and are in the process of finalizing the Release Agreement.  
When the Release Agreement is signed, Defendant will withdraw its motion. Defendant is unwilling

1 to withdraw its motion until the release is signed.

2 Dated: August 2, 2006

BEACH • WHITMAN, LLP

3  
4 BY:

Thomas E. Beach

Andrew K. Whitman

Rebecca Blackstone Lowell

Attorneys of record for Defendant

EVERGREEN AT CARSON CITY, L.L.C. dba

EVERGREEN CARSON CITY HEALTH and  
REHABILITATION CENTER

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9 A stay is granted for forty-five (45) days from entry of this Order. A Joint Status  
10 Report shall be filed by the parties if this action is not settled in full by the forty-fifth  
11 (45th) day from entry of this Order.

12 IT IS SO ORDERED.

13 DATED this 4th day of August, 2006.

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17 LARRY R. HICKS  
UNITED STATES DISTRICT JUDGE

BEACH • WHITMAN, LLP

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